

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOSEPH CHOA,

Plaintiff,

-against-

CAFÉ TKJ INC (D/B/A SUKI) and KELLY CHO,

Defendants.

USDC SDNY  
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ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 7/25/2022

1:21-cv-8173-MKV

ORDER

MARY KAY VYSKOCIL, United States District Judge:

The Court has been informed that the Parties have mediated and reached agreement on all claims. The claims in this case include claims arising under the Fair Labor Standards Act. In light of the requirements of *Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199 (2d Cir. 2015), the parties are directed to file on or before **August 25, 2022** a joint letter with sufficient information to enable the Court to evaluate whether the settlement is fair and reasonable.

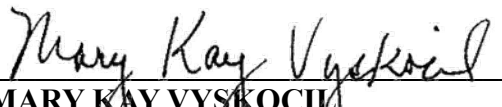
The letter should address the claims and defenses, the defendants' potential monetary exposure and the bases for any such calculations, the strengths and weaknesses of the plaintiffs' case and the defendants' defenses, any other factors that justify the discrepancy between the potential value of plaintiffs' claims and the settlement amount, the litigation and negotiation process, as well as any other issues that might be pertinent to the question of whether the settlement is reasonable (for example, the collectability of any judgment if the case went to trial).

The joint letter should also explain the attorney fee arrangement, attach a copy of the retainer agreement, and provide information detailing the actual attorney's fees incurred. Finally, a copy of the settlement agreement itself must accompany the joint letter or motion.

The Court hereby adjourns the conference scheduled for August 3, 2022 *sine die*.

**SO ORDERED.**

**Date: July 25, 2022**  
**New York, NY**

  
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**MARY KAY VYSKOČIL**  
**United States District Judge**